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MAR 09 2005

CONFIDENTIAL**FACSIMILE TRANSMITTAL SHEET****DATE SENT:** March 9, 2005**DELIVER TO:**

Name: Kenya A. McLaughlin
Company: USPTO / Petitions Branch
Phone No: 571-272-3222
Fax No: 703-872-9306

FROM: Randy W. Lacasse**YOUR FILE:** 09/818,909

THERE WILL BE A TOTAL OF 6 PAGE(S) INCLUDING THIS COVER SHEET.
OUR FACSIMILE MACHINE COMMUNICATES WITH ALL GROUP III, II AND FM6
MACHINES.

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- Renewed Petition
 Petition for Revival of an Application for Patent Abandoned
 Unintentionally Under 37 CFR 1.137(b)
 Fee Transmittal (in duplicate)

10-377 US CIP
09/818,909**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Morozov

Serial No.: 09/818,909

Filed: 3/28/2001

Title: *Spectral Power Equalizer for Wavelength-Multiplexed Optical Fiber Communication Links***RECEIVED
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Group Art Unit: 2877

MAR 09 2005

Examiner: K. KIANNI

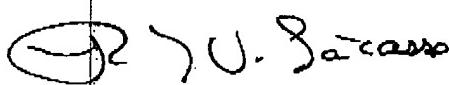
Mail Stop Petitions
Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22314

Sir:

Further to the Decision on Petition mailed February 17, 2005, Applicants wish to reply as follows:

At the time the original Petition to Revive was filed, Mr. Thien Tran was an authorized user of the Deposit Account provided. However, he was removed some time after January 12, 2005. Applicant submits herewith a new Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b). It is respectfully requested that this new Petition be granted and the application passed to Issuance.

Respectfully submitted,


Randy W. Lacasse

Registration No. 34368

Lacasse & Associates, LLC
1725 Duke Street
Suite 650
Alexandria, Virginia 22314
(703) 838-7683
JDS-3011888

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PTO/SB/64 (08-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)	Docket Number (Optional) 10-377 US CIP
First named inventor: Valentine N. Morozov	
Application No.: 09/818,908	Art Unit: 2412
Filed: 03/28/2001	Examiner: Kaveh C. Kianni
Title: Spectral Power Equalizer for Wavelength-Multiplexed Optical Fiber Communication Links	
<p>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (703) 872-9306</p>	
<p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p>	
<p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.</p>	
<p>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p>	
<p>NOTE: A grantable petition requires the following items:</p> <ol style="list-style-type: none"> (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995 and for all design applications; and (4) Statement that the entire delay was unintentional. 	
<p>1. Petition fee</p> <p><input type="checkbox"/> Small entity fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Other than small entity - fee \$ <u>1500</u> (37 CFR 1.17(m))</p>	
<p>2. Reply and/or fee</p> <p>A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):</p> <p><input type="checkbox"/> has been filed previously on _____. <input type="checkbox"/> is enclosed herewith.</p> <p>B. The issue fee and publication fee (if applicable) of \$ <u>1630</u> <input checked="" type="checkbox"/> has been paid previously on <u>6/28/2004</u> <input type="checkbox"/> is enclosed herewith.</p>	

[Page 1 of 2]
 This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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Signature

3/9/05

Date

Randy W. Lacasse

Typed or printed name

34368

Registration Number, if applicable

1725 Duke Street, Suite 650, Alexandria, VA 22314

Address

703-838-7683

Telephone Number

Address

Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other:

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

Date

Signature

Brandi Franklin

Typed or printed name of person signing certificate

[Page 2 of 2]

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.17

TOTAL AMOUNT OF PAYMENT (\$1,500.00)

Complete if Known

Application Number	09/818,909
Filing Date	3/28/2001
First Named Inventor	Morozov
Examiner Name	K. Kianni
Art Unit	2877
Attorney Docket No.	10-377 US CIP

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None Deposit Account

Deposit Account Number	12-0010
Deposit Account Name	Lacasse & Associates, LLC

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 780	2001 385	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 780	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Large Entity	Small Entity	Fee from below		Fee Paid
		Extra Claims	Fee from below	
Total Claims	-20**	X	=	
Independent Claims	, 3**=	X	=	
Multiple Dependent			=	

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 160	Multiple dependent claim, if not paid
1204 88	2204 44	**Reissue independent claims over original patent
1205 18	2205 8	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$0)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1051 130	2051 2051	65 SurchARGE - late filing fee or oath	
1052 50	2052 2052	26 SurchARGE - late provisional filing fee or cover sheet	
1053 130	1053 130	130 Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 2251	65 Extension for reply within first month	
1252 430	2252 2252	215 Extension for reply within second month	
1253 880	2253 2253	480 Extension for reply within third month	
1264 1,530	2264 2264	765 Extension for reply within fourth month	
1255 2,080	2255 2255	1,040 Extension for reply within fifth month	
1401 340	2401 2401	170 Notice of Appeal	
1402 340	2402 2402	170 Filing a brief in support of an appeal	
1403 300	2403 2403	150 Request for oral hearing	
1451 1,510	1451 1451	1,510 Petition to institute a public use proceeding	
1452 110	2452 2452	55 Petition to revive - unavoidable	
1453 1,500	2453 2453	500 Petition to revive - unintentional	1500
1501 1,370	2501 2501	885 Utility issue fee (or reissue)	
1502 490	2502 2502	246 Design issue fee	
1503 660	2503 2503	330 Plant issue fee	
1480 130	1480 1480	130 Petitions to the Commissioner	
1807 50	1807 1807	50 Processing fee under 37 CFR 1.17(q)	
1808 180	1808 1808	180 Submission of Information Disclosure Stmt	
8021 40	8021 8021	40 Recording each patent assignment per property (times number of properties)	
1809 780	2809 2809	395 Filing a submission after final rejection (37 CFR 1.129(a))	
1810 780	2810 2810	395 For each additional invention to be examined (37 CFR 1.128(b))	
1801 780	2801 2801	395 Request for Continued Examination (RCE)	
1802 900	1802 1802	900 Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$1500)

Complete if applicable

SUBMITTED BY			
Name (Print/Type)	Randy W. Lacasse	Registration No. (Attorney/Agent)	34368
Signature			
Date	03/09/2005		

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Effective 10/01/2003. Patent fees are subject to annual revision.

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Filing Date	3/28/2001
First Named Inventor	Morozov
Examiner Name	K. Kianni
Art Unit	2877
Attorney Docket No.	10-377 US CIP

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number **12-0010**
 Deposit Account Name **Lacasse & Associates, LLC**

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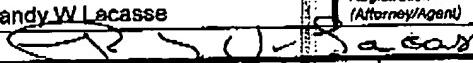
FEE CALCULATION (continued)

1. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	
1051	130	2051 65 SurchARGE - late filing fee or oath	
1052	50	2052 25 SurchARGE - late provisional filing fee or cover sheet	
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1812	2,620	1812 2,620 For filing a request for ex parte reexamination	
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1253	880	2253 490 Extension for reply within third month	
1254	1,630	2254 765 Extension for reply within fourth month	
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1402	340	2402 170 Filing a brief in support of an appeal	
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1452	110	2452 55 Petition to revive - unavoidable	
1453	1600	2453 600 Petition to revive - unintentional	1500
1501	1,370	2501 685 Utility issue fee (or reissue)	
1502	480	2502 245 Design issue fee	
1503	660	2503 330 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	
1807	50	1807 60 Processing fee under 37 CFR 1.17(q)	
1808	180	1808 180 Submission of Information Disclosure Stmt	
1809	780	2809 40 Recording each patent assignment per property (times number of properties)	
1810	790	2810 396 Filing a submission after final rejection (37 CFR 1.128(a))	
1801	790	2801 395 For each additional invention to be examined (37 CFR 1.129(b))	
1802	900	1802 395 Request for Continued Examination (RCE)	
		900 Request for expedited examination of a design application	
		Other fee (specify)	
		Reduced by Basic Filing Fee Paid	SUBTOTAL (3) (\$1,500)

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SUBMITTED BY

Name (Print/Type) **Randy W Lacasse**Signature Registration No. (Attorney/Agent) **34368**Telephone **(703) 838-7683**Date **03/09/2005**

Complete if applicable

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